

1 THE HONORABLE KYMBERLY K. EVANSON

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7 UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

8 JAVIER TAPIA,

9 Plaintiff,

10 v.

11 NAPHCARE, INC., et al.

12 Defendants.

NO. 2:22-cv-01141-KKE

STIPULATED MOTION TO MAINTAIN  
EXHIBIT 30 UNDER SEAL AND  
ORDER TO SEAL

13  
14 **I. INTRODUCTION**

15 The above-named Parties, by and through their respective counsel, jointly move this Court  
16 for an Order pursuant to Local Civil Rule 5(g) to maintain under seal Exhibit 30 (Dkt. 61-30, 62,  
17 62-1), previously filed with the Declaration of Ryan D. Dreveskracht in Support of Plaintiff's  
18 Discovery Motion filed on October 26, 2023, (Dkt. 61).<sup>1</sup> The Parties hereby stipulate and agree as  
19 follows:

20 1. Exhibit 30 is a subject of Plaintiff's Motion to Overrule NaphCare Inc.'s Assertion  
21 of Privilege and Compel Deposition Testimony of Dr. Elliot Wade. (Dkt. 59).

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24 <sup>1</sup> Plaintiff also filed Exhibit 14 under seal because it was designated by NaphCare, Inc. Confidential under the parties' protective order (Dkt. 43). Dkt. 61-14, 62. NaphCare, Inc. has agreed to withdraw the Confidentiality designation for Exhibit 14 and the parties agrees that the exhibit may be unsealed.



1 **IV. Local Civil Rule 5(g) Certification**

2 6. On November 6, 2023, counsel for NaphCare, Inc., Plaintiff, and Pierce County  
3 met and conferred via a telephonic conference. Ryan Dreveskracht appeared for Plaintiff, Kristal  
4 Cowger appeared for Pierce County, and Jacob Dean and Juliana Bennington appeared for  
5 NaphCare, Inc. The parties agreed it is proper and appropriate that Exhibit 30 be maintain under  
6 seal. The parties further agreed to move the Court to maintain the seal via a joint stipulated motion  
7 and proposed order.

8 **V. CONCLUSION**

9 7. For the reasons above, the Court should grant the parties' joint stipulated motion to  
10 maintain under seal Exhibit 30 (Dkt. 61-30, 62-1), which was previously filed with Declaration of  
11 Ryan D. Dreveskracht in Support of Plaintiff's Discovery Motion filed on October 26, 2023. (Dkt.  
12 61).

13 8. By so stipulating, neither Plaintiff nor Defendants consent to discovery above or  
14 beyond those permitted by the Federal Rules of Civil Procedure or this Court's Local Civil Rules.

15  
16 DATED this 7th day of November, 2023.

17  
18 s/ Ryan D. Dreveskracht

Ryan D. Dreveskracht, WSBA #42593

19 s/ Corinne Sebren

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*Attorney for Defendant Pierce County*

1 **ORDER**

2 Pursuant to the Stipulation above, the Court hereby ORDERS that Exhibit 30 (Dkt. 61-30,  
3 62-1) filed with the Declaration of Ryan D. Dreveskracht in Support of Plaintiff's Discovery  
4 Motions be maintained under seal.

5 DATED this 8<sup>th</sup> day of November, 2023.

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7  
8 Kymberly K. Evanson  
9 Kymberly K. Evanson  
10 United States District Judge

11 Presented By:

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37 STIPULATED MOTION TO MAINTAIN EXHIBIT 30  
38 UNDER SEAL AND ORDER TO SEAL - 5  
39 Case No. 2:22-cv-01141-KKE

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